

CERTIFICATE OF MAILING UNDER 37 C.F.R. § 1.8

I hereby certify that this correspondence is being deposited with the United States Postal Service with sufficient postage as First Class Mail in an envelope addressed to: Assistant Commissioner for Patents, Washington, D.C. 20231 on December 7, 1998.

Ellsworth R. Roston  
Ellsworth R. Roston, Reg. No. 16,310

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of	)	Date: December 7, 1998
	)	
PETER C. DEANGELIS	)	Group Art Unit: 3301
	)	
Serial No.: 08/797,188	)	Examiner: J. Moore
	)	
Filed: February 11, 1997	)	Docket No.: ROKEN-40907
	)	(D-3037) [#121489/v.2]
For: SYSTEM AND METHOD FOR	)	
CONTROLLING THE	)	
OPERATION OF TOYS	)	Los Angeles, California 90024

TERMINAL DISCLAIMER

ROKENBOK TOY COMPANY, represents that it is a corporation of the State of California, that its place of business is at 119 Aberdeen, Suite 7, Cardiff, CA 92007, and that it is the assignee of record from the inventor Peter C. DeAngelis of the entire right, title and interest in and to application Serial No. 08/797,188 filed February 11, 1997, which assignment was recorded on February 11, 1997, at Reel 8459, Frames 0898-0901, for a "SYSTEM AND METHOD FOR CONTROLLING THE OPERATION

OF TOYS". Your petitioner hereby disclaims, from the date of the expiration of any patent to be issued from application 08/578,210, actually filed on December 29, 1995, the patent to be issued from the above application. Your petitioner hereby agrees that any patent so granted on this application Serial No. 08/797,188 shall be enforceable only for and during such period that the legal title to the patent to be issued on this application Serial No. 08/797,188 shall be the same as the legal title to any patent to be issued from application 08/578,210, this agreement to run with any patent granted on this application Serial No. 08/797,188 and to be binding upon the grantor (your petitioner), its successors and assigns.

In making the above disclaimer, petitioner does not disclaim the terminal part of any patent granted on the instant application that would extend to the expiration date of the full statutory term as defined in 35 U.S.C. 154 to 156 and 173, as presently shortened by any terminal disclaimer, of the patent to be issued from application 08/578,210 in the event that such patent later: expires for failure to pay a maintenance fee, is held unenforceable, is found invalid by a court of competent jurisdiction, is statutorily disclaimed in whole or terminally disclaimed under 37 CFR 1.321, has all claims canceled by a reexamination certificate, is reissued, or is otherwise terminated prior to the expiration of its full statutory term as presently shortened by any terminal disclaimer.

For submissions on behalf of ROKENBOK TOY COMPANY, the undersigned (whose title is supplied below) is empowered to act on behalf of the organization.

The evidentiary documents accompanying or referred to in the Terminal Disclaimer have been reviewed by the undersigned and it is hereby certified that, to the best of the assignee's knowledge and belief, title is in the assignee seeking to take action.

I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true and further that these statements have been made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code and that such willful false statements may jeopardize the validity of this application 08/696,263 or any patent issued from this application 08/696,263.

Serial No. 08/797,188

*PATENT*

The statutory disclaimer fee is enclosed.

ROKENBOK TOY COMPANY

Ellsworth R. Roston

Ellsworth R. Roston

Registration No. 16,310

Attorney of record for

Rokenbok Toy Company

ERR:cm

FULWIDER PATTON LEE & UTECHT, LLP

10877 Wilshire Boulevard, Tenth Floor

Los Angeles, CA 90024

Telephone: (310) 824-5555